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April 3, 2023

**BY ECF**

Hon. Margo K. Brodie  
United States District Judge  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

**Re: Walker v. Keurig Dr Pepper Inc., No. 2:22-cv-05557**  
**Joint Request for Scheduling Order**

Dear Chief Judge Brodie:

On behalf of Plaintiff Timothy Walker and Defendant Keurig Dr Pepper Inc., we write to jointly request that the Court extend Defendant's deadline to answer, move or otherwise respond to the Amended Complaint in the above-referenced action (currently April 7, 2023), until and including May 31, 2023.

The Amended Complaint, filed January 17, 2023 (ECF No. 10) expanded the scope of this litigation to involve new products that were not previously at issue. The Parties are working to narrow the scope of the new claims, and with more time, believe that they may be able to reduce unnecessary burdens on the parties and the Court. The Parties believe, subject to Court approval, that an extension of Defendant's response deadline until May 31, 2023 will provide ample time for the parties to attempt to streamline Defendant's anticipated motion to dismiss and/or narrow the scope of discovery in this action.

This is the fourth request for adjournment in this matter, and the second request with respect to the recently-filed Amended Complaint. Defendant previously requested a 30-day extension of its response deadline to the original Complaint, which the Court granted by electronic order dated October 13, 2022. The Parties then requested an adjournment of that deadline so that Plaintiff could file the Amended Complaint, which the Court granted by electronic order dated November 15, 2022. On January 27, 2023, the Parties jointly requested an extension of Defendant's response deadline to the Amended Complaint, which the Court granted that same day. All parties consent to and jointly request the relief sought herein.

Respectfully submitted,

/s/ Jason P Sultzer

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